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March 27, 2007

**VIA HAND DELIVERY & ELECTRONIC FILING**

The Honorable Mary Pat Thyng  
United States Magistrate Judge  
United States District Court  
For the District of Delaware  
J. Caleb Boggs Federal Building  
844 N. King Street, Room 6100  
Wilmington, DE 19801

Re: ***L.J. Zucca, Inc. v. Allen Bros. Wholesale Distributors Inc., et al.***  
**Civil Action No. 07-CV-00002 (MPT)**

Dear Magistrate Judge Tynge:

Enclosed find an Order granting the requests of defendants Allen Bros. Wholesale Distributors Inc., Eby-Brown Company, LLC and Western Skier, Ltd., f/k/a Klein Candy Co., LP to join in the pending Motion for Partial Judgment on the Pleadings (D.I. 12) filed by defendant Cooper-Booth Wholesale Company.

There is no objection from any party to the entry of this Order, and on behalf of the requesting defendants, I respectfully request that the Court sign the Order. If the Court has questions, we are available at the Court's convenience.

Respectfully submitted,



David E. Brand  
(DE Bar I.D. #201)

DEB/nmh  
Enclosure

cc: All Counsel (on attached)

The Honorable Mary Pat Thyng

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cc: Stephen M. Orlofsky, Esquire (via electronic service)  
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**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

L. J. ZUCCA, INC.

Plaintiff,

v.

ALLEN BROS. WHOLESALE  
DISTRIBUTORS INC., COOPER-BOOTH  
WHOLESALE COMPANY, EBY-BROWN  
COMPANY, LLC, and KLEIN CANDY CO.  
LP,

Defendants.

C.A. No. 1:07-cv-00002-\*\*\*

**ORDER**

DEFENDANTS Allen Bros. Wholesale Distributors, Inc., Eby-Brown Company, LLC, and Western Skier Ltd., f/k/a Klein Candy Co., LP, having requested to join in the Defendant Cooper-Booth Wholesale Company's Motion for Partial Judgment on the Pleadings (D.I. 12), and Plaintiff L. J. Zucca, Inc. having no objection to those requests,

IT IS ORDERED that those defendants are permitted to and by this Order have joined in the pending Motion for Partial Judgment on the Pleadings.

SO ORDERED this \_\_\_\_\_ day of March, 2007.

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United States Magistrate Judge